

RCE/2661  
JFW

PTO/SB/30 (04-05)

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## Request for Continued Examination (RCE) Transmittal

Address to:  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/912,227
Filing Date	July 24, 2001
First Named Inventor	Seppo O. Hämäläinen
Art Unit	2661
Examiner Name	Brian D. Nguyen
Attorney Docket Number	944-003.79

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **(Submission required under 37 CFR 1.114)** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
ii.  Other \_\_\_\_\_

- b.  Enclosed

- |   |  |
|---|--|
| i. <input checked="" type="checkbox"/> Amendment/Reply    | iii. <input type="checkbox"/> Information Disclosure Statement (IDS) |
| ii. <input type="checkbox"/> Affidavit(s)/ Declaration(s) | iv. <input type="checkbox"/> Other _____                             |

2. **Miscellaneous**

- Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a  
a.  period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)  
b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to

a.  Deposit Account No. 23-0442. I have enclosed a duplicate copy of this sheet.

- |  |                                       |
|--|---------------------------------------|
| i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e) | 08/11/2005 SDENBDB1 00000091 09912227 |
| ii. <input type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)   | 01 FC:1801 790.00 OP                  |
| iii. <input type="checkbox"/> Other _____                                    |                                       |

b.  Check in the amount of \$ 790.00 enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	August 8, 2005
Name (Print/Type)	James A. Retter	Registration No.	41,266

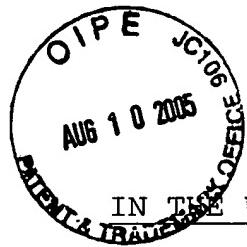
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	August 8, 2005
Name (Print/Type)	Susan Muro	Registration No.	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: **SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Attorney Docket No.: 944-3.79  
Serial No.: 09/912,227

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named inventor: Seppo O. Hämäläinen

Serial No.: 09/912,227

Filed: July 24, 2001

Title: METHOD FOR DETERMINING WHETHER TO PERFORM  
LINK ADAPTATION IN WCDMA COMMUNICATIONS

Group Art Unit: 2661

Examiner: Brian D. Nguyen

Amendment to accompany filing of an RCE to amend application in  
RESPONSE TO Final OFFICE ACTION

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The following is response to the final Office action mailed  
13 May 2005.

*\*\*\*If any fee and/or extension is required in addition to any enclosed herewith, please charge Account No. 23-0442.*

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))**

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**FACSIMILE**

Transmitted by facsimile to the U.S. Patent and Trademark Office.

  
\_\_\_\_\_  
Signature  
Sue Muro/ Annmarie Maher  
(type or print name of person certifying)

Date: Aug. 8, 2005